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6  
7 UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
9 (OAKLAND DIVISION)

10 OPERATING ENGINEERS' PENSION  
11 TRUST FUND; F.G. CROSTHWAITE and  
RUSSELL E. BURNS, as Trustees,

12 Plaintiffs,

13 vs.

14 TERRASEARCH, a California Corporation, 3  
15 MAK, LLC, a California Limited Liability  
Company, and DOES 1-20,

16 Defendants.  
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Case No.: CV 10-04964 SBA (LB)

**STIPULATION CONTINUING  
HEARING ON MOTION TO SET  
ASIDE DEFAULT; ~~PROPOSED~~  
ORDER**

18 Defendants filed their Motion to Set Aside the Default ("MSAD") on June 22, 2011.  
19 Docket No. 43. The MSAD was referred to Magistrate Judge Beeler for report and  
20 recommendation on June 24, 2011. Docket No. 44. Judge Beeler issued an Order setting the  
21 hearing on the MSAD for September 1, 2011, with Plaintiffs' Opposition due July 18, 2011, and  
22 Defendants' Reply Brief due July 25, 2011. Docket No. 47. The parties are currently exchanging  
23 information and documents in an attempt to resolve this matter. If the parties reach an agreement  
24 the MSAD may become moot.

25 As such, the parties hereby stipulate to continue the hearing on the MSAD to September  
26 22, 2011, at 11:00 a.m., and further stipulate that Plaintiffs' Opposition shall be due on August 25,  
27 2011, and Defendants' Reply Brief shall be due on September 1, 2011.  
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LITTLER MENDELSON P.C.

IT IS SO ORDERED.

LAUREL BEELER  
United States Magistrate Judge